

PATENT

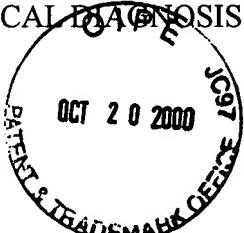
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: MARCUS BESSON ET AL

Serial No.: 09/379,763 Group No.: 3762

Filed: AUGUST 24, 1999 Examiner: S. GETZOW

For: WIRELESS MEDICAL DIAGNOSIS AND MONITORING EQUIPMENT

Commissioner of Patents and Trademarks
Washington, D.C. 20231

TERMINAL DISCLAIMER TO OBViate A DOUBLE PATENTING

REJECTION (37 CFR 1.321(b))

Identification of Person(s) Making This Disclaimer

Name(s) of claimant(s) Allison C. Collard

Residing at Collard & Roe, P.C., 1077 Northern Blvd., Roslyn, NY 11576

represent that I am

an inventor of this invention

an assignee of this invention

a representative authorized to sign on behalf of the inventor.

Furthermore, I have reviewed the evidentiary document, i.e., the Assignment for the above-referenced application, as well as for U.S. Patent No. _____, and hereby certify that, to the best of my knowledge and belief, title to this application and to U.S. Patent No. _____ in the name of: _____

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CERTIFICATE OF MAILING (37 CFR 1.8a)

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being deposited with the United States Postal Service on the date shown below with sufficient postage as first class mail in an envelope addressed to the Commissioner of Patents and Trademarks, Washington, D.C. 20231.

Lisa Vulpis
(Type or print name of person mailing paper)

Date: October 18, 2000


(Signature of person mailing paper)

(Terminal Disclaimer to Obviate Double Patenting Rejection (37 CFR 1.321(b))

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Identity of Assignee and Title of Disclaimant (if applicable)

The assignee is

Name of owner _____

Addresses of owners _____

Title of disclaimant _____

authorized to sign on behalf of assignee

**Recordal of Assignment in PTO**

the assignment was recorded on _____

Reel _____

Frame _____

authorization for recordal of the assignment is separately attached

Extent of Interest

The extent of my (our) interest is in

the whole of this invention

a sectional interest in this invention as follows (here state the exact interest of the disclaimant(s)):

Disclaimer

I hereby disclaim the terminal part of any patent granted on the above-identified application, which would extend beyond the expiration date of the full statutory term of:

United States Patent No. 5,957,854, as presently shortened by any terminal disclaimer

Any patent granted on application number _____

and hereby agree that any patent so granted on the above-identified application shall be enforceable only for and during such period that the legal title to said patent shall be the same as the legal title to

United States Patent No. 5,957,854

Any patent granted on application number _____

this agreement to run with any patent granted on the above-identified application and to be binding upon the grantor, its successors or assigns.

Petitioner does not disclaim any terminal part of any patent granted on the above-identified application prior to the expiration date of the full statutory term of

United States Patent No. 5,957,854, as presently shortened by any terminal disclaimer.

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Any patent granted on application _____

in the event that it later: expires for failure to pay a maintenance fee, is held unenforceable, is found invalid, is statutorily disclaimed in whole or terminally disclaimed under 37 CFR 1.321(a), has all claims canceled by a re-examination certificate, or is otherwise terminated prior to expiration of its statutory term as presently shortened by any terminal disclaimer, except for the separation of legal title stated above.

Fee Status

(37 CFT 1.20(d))

other than a small entity-fee \$110.00

small entity-fee \$55.00

verified statement attached

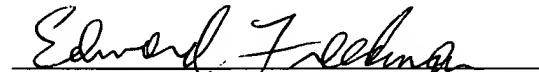
verified statement filed on March 29, 1996 in the parent case of this application.

Fee Payment

Attached is a check in the sum of \$55.00

Charge Account 03-2468 for any deficiency required by this paper

Charge Account _____ the sum of \$ _____. A duplicate of this disclaimer is attached.



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